

APPROVED MINUTES

RI STATE PILOTAGE COMMISSION MEETING

March 21, 2013

held at 235 Promenade Street, Room 250

Providence, Rhode Island 02908

MEMBERS IN ATTENDANCE:

Capt. E. Howard McVay Jr., Chair

Capt. Peter Fritz, Member

Chief Steve Hall, Member

Larry Mouradjian, Member

OTHERS IN ATTENDANCE:

Atty. Gary Powers, Legal Counsel

Joanne Scorpio, Recording Secretary

Tom Sullivan, Moran Shipping Agencies

Capt. Paul Costabile, Ex, Dir., NEMP Assoc.

Evan Mathews, EDC, Quonset Pt. Development

Hank Nelson, Goff & Page Co.

I. REVIEW OF PREVIOUS MEETING MINUTES

A. Quorum being present, Chair McVay called the meeting to order at approximately 9:30 a.m. Commissioners then reviewed the February 7, 2013 minutes. Member Chief Hall made a motion to approve the minutes; Member Capt. Fritz seconded the motion. The February minutes were approved by assent.

II. OLD BUSINESS

1) Regulation Review, Rule 5, Hearings (5.01-5.15): Commissioners

continued reviewing and discussing State Pilotage Rules and Regulations from the previous meeting. Atty. Powers advised that some of the language in Rule 5 could be clarified and some parts deleted. Preliminary changes were made to the following; however, no vote was taken to approve those revisions. Atty. Powers will review the rule further and present recommendations to the Commission at the next meeting.

5.03, Service of Process

5.03.04, Method of Service;

5.03.05, When Service is Complete;

5.05.05, Answers

2) Northeast Marine Pilots “Working Rules”: The members reviewed the rules for any potential changes and agreed to keep them as currently written. Capt. Costabile stated that all the pilots were satisfied with the rules and have voted to keep them as is. Member Chief Hall made a motion to accept Working Rules; Member Larry Mouradjian seconded the motion. Voted 3-0 in favor.

3) Public Hearing Agenda Review: Atty. Powers informed members that Conference Rm. 300 will not be available for the public hearing (April 4, 2013) as originally schedule. He also added that the notice of the public hearing posted with the Secretary of State’s office could not be changed at this time. Members then decided to relocate the hearing to Rm. 250. Member Larry Mouradjian then suggested posting signs of the new location at Rm. 300 entrance. The revised

schedule will be as follows: April meeting - 9:30-9:55 Rm 250; Public Hearing - 10:00-11:00 Rm 250; April meeting will resume at 11:05-12:00 Rm 250.

4) NEMP Rate Increase Request: Capt. Costabile provided the requested documentation showing what pilot fees are in other northeastern coastal states. The members then had in-depth discussions with Capt. Costabile regarding costs associated with bringing a vessel into port. The Commission will continue discussions at the April meeting. The Chair confirmed that the rate increase proposal will be one of the topics for public comment at the April 2013 hearing.

III. NEW BUSINESS

1) Schedule Changes: Chair McVay stated that he will send a notice to the members confirming the room change for the public hearing and April meeting.

IV. COMMUNICATIONS RECEIVED :

1) Atty. Powers advised that he received a letter from LaMorte Burns & Co. (representatives of the Western Singapore) regarding a marine incident that took place on 10-28-2009. They have requested that Atty. Powers send them the original letter that they sent to former RIPC Chair Mike Scanlon (10-29-2009) regarding their acknowledgement of the state filing a claim against the Western Singapore. Secretary Joann Scorpio gave the original copy to Atty.

Powers at the March 21 meeting. Atty. Powers advised the he will respond to LB&C.

V. PILOT ROSTER REVIEW

Chair McVay stated that Capt. Lemke may be back to work in a couple of months.

VI. PUBLIC COMMENTS

No public comments

VII. ADJOURNMENT

There being no further business, the meeting was adjourned at 11:00 a.m.

VII. NEXT SCHEDULED MEETING

The RI Pilot Commission plans to hold the next regular monthly meeting in the conference room of the Division of Law Enforcement at DEM headquarters located at 235 Promenade Street, Rm. 250, Providence, RI on Thursday, April 4, 2013 starting at 9:30am.